

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

BENEDICT CAIOLA

Plaintiff(s)

v.

LOCKEY MAISONNEUVE, MELISA TROPEANO,
and THE MTL COMMUNICATIONS GROUP LLC

Defendant(s)

Civil Action No. 18cv11646

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Lockey Maisonneuve - 117 Cranford Ave, Cranford, NJ 07016; Union County

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Robert A. Whitman

MISHCON DE REYA NEW YORK LLP, 156 Fifth Avenue, Suite 904, New York, NY
10010, (212) 612-3270

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 12/14/2018

/s/ J. Gonzalez

Signature of Clerk or Deputy Clerk

The image shows the official seal of the United States District Court for the Southern District of New York. The seal is circular with an eagle in the center, surrounded by the text "UNITED STATES DISTRICT COURT" and "FOR THE SOUTHERN DISTRICT OF NEW YORK". Overlaid on the seal is a large, handwritten signature in black ink.

Civil Action No. 18cv11646

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

Print

Save As...

Reset

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

Attorney: PH:
Address:

BENEDICT CAIOLA

vs

LOCKEY MAISONNEUVE, ET AL

Plaintiff

Civil Number: 18-cv-11648

Date Filed:

Client's File No.: 3480621

Defendant

Court Date:

STATE OF NEW JERSEY, COUNTY OF MIDDLESEX, SS.:
ROBERT F. TAYLOR, being sworn says:

AFFIDAVIT OF SERVICE

Deponent is not a party herein; is over the age of 18 years and resides in the State of New Jersey.

On 12/15/2018, at 8:57 AM at: 117 CRANFORD AVE, CRANFORD, NJ 07016 Deponent served the within Summons and Verified Complaint, EXHIBITS "A" THRU "H", INDIVIDUAL PRACTICES OF MJ JAMES L. COTT, INDIVIDUAL PRACTICES OF NAOMI REICE BUCHWALD USDJ On: LOCKEY MAISONNEUVE, therein named.

☒ #1 INDIVIDUAL

By delivering a true copy of each to said recipient personally; Deponent knew the person so served to be the person described in as said recipient therein.

☐ #2 SUITABLE AGE PERSON

By delivering thereat a true copy of each to () a person of suitable age and discretion. Said premises is recipient's: () actual place of business / employment () dwelling house (usual place of abode) within the state.

☐ #3 AFFIXING TO DOOR

By affixing a true copy of each to the door of said premises which is defendants () actual place of business / employment () dwelling house (usual place of abode) within the state. Deponent was unable with due diligence to find defendant or person of suitable age and discretion thereat having called there

☐ #4 Corporation or Partnership or Trust or LLC

By delivering thereat a true copy of each to personally. Deponent knew said corporation/partnership/trust/LLC so served to be the corporation/partnership/trust/LLC described in said nformentioned document as said defendant and knew said individual to be thereof.

☐ #5 MAILING

On , deponent enclosed a copy of same in a postpaid envelope properly addressed to defendant at defendant's last known (X) Actual Place of Residence () Actual Place of Business, and deposited the envelope in an official depository, personally or via agency, under the exclusive care and custody of the U.S. Postal Service within New Jersey. The envelope bore the legend "personal and confidential" and did not indicate on the outside, thereof by return address or otherwise that the communication was from an attorney or concerned an action against the defendant.

☒ #6 DESCRIPTION

Sex: Female Color of skin: White Color of hair: Blonde Glasses: No
Age: 36 - 50 Yrs. Height: 5' 4" - 5' 8" Weight: 100-130 Lbs. Other Features:

☐ #7 MILITARY SERVICE

I asked the person spoken to whether defendant was in active military service of the United States or the State of New Jersey in any capacity whatever and received a negative reply. The source of my information and the grounds of my belief are the conversations and observations above narrated.

☐ #8 WITNESS FEES

Subpoena Fee Tendered in the amount of

☐ #9 OTHER

Sworn to before me on 12/15/2018

Dolores J. Taylor

DOLORES J. TAYLOR
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES 5/15/2019



Robert F. Taylor
ROBERT F. TAYLOR

SPECIAL DELIVERY 5470 LBJ FREEWAY DALLAS, TX 75240